

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

WILLIE ROBINSON #427705,

Plaintiff,

Case No. 05-70751

v.

District Judge Gerald E. Rosen
Magistrate Judge R. Steven Whalen

WAYNE COUNTY JAIL, et al.,

Defendants.

**ORDER CONSTRUING PLAINTIFF'S DECLARATION [Doc. #33] AS A
MOTION TO ENLARGE TIME, AND GRANTING SAME**

On May 22, 2006, Plaintiff filed a "Declaration" [Doc. #33], which details the difficulty he has had in filing a response to the Defendants' Motion for Summary Judgment. This Court previously granted Plaintiff an extension, ordering him to file a response by May 21, 2006.

A *pro se* litigants pleadings are to be given a liberal construction. *See Martin v. Overton*, 391 F.3d 710, 712 (6th Cir. 2004), citing *Haines v. Kerner*, 404 U.S. 519, 520-21, 92 S.Ct. 594, 30 L.Ed.2d 652 (1972); *Herron v. Harrison*, 203 F.3d 410, 414 (6th Cir. 2000) (*pro se* pleadings are held to "an especially liberal standard"); Fed.R.Civ.P. 8(f) ("All pleadings shall be so construed as to do substantial justice"). Therefore, I will construe Plaintiff's Declaration as a motion to enlarge the time for filing a response to the Motion for

Summary Judgment, and grant a short enlargement. Accordingly,

IT IS ORDERED that Plaintiff's Motion for Enlargement of Time [Doc. #33] is GRANTED.

IT IS FURTHER ORDERED Plaintiff will file a response to the Defendants' Motion for Summary Judgment [Doc. #21] on or before July 31, 2006. The Response will include opposing affidavits as required by Fed.R.Civ.P. 56(e) and this Court's original Order Requiring Plaintiff to File a Response [Doc. #27, entered 3/22/06].

S/R. Steven Whalen
R. STEVEN WHALEN
UNITED STATES MAGISTRATE JUDGE

Dated: July 7, 2006

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing order was served on the attorneys and/or parties of record by electronic means or U.S. Mail on July 7, 2006.

S/G. Wilson
Judicial Assistant